

1 Mr. Raymond.

2 A I don't know of an ax to grind or anything like
3 that. What you're telling me is completely ludicrous. Let me
4 explain how --

5 Q Mr. Raymond, let me ask the question because you're
6 not answering my questions.

7 A Well, I was going to, sir.

8 Q Why would a paging competitor, why would Mr. Basham,
9 lend you two perfectly good paging transmitters unless he was
10 expecting some kind of quid pro quo?

11 A I don't know why he would lend two paging
12 transmitters, because they were available. But see, if --
13 goes a little beyond that realm, American Mobilephone was
14 causing us tremendous interference. We lent them a spectrum
15 analyzer along with our technician for two days to go work on
16 their equipment. See, I don't -- maybe, maybe it's just us in
17 West Virginia.

18 Q Stop right there, Mr. Raymond.

19 JUDGE CHACHKIN: No, no, no, you continue, since he
20 wants a full explanation, give him a full explanation.

21 MR. RAYMOND: I don't know how you folks do up here,
22 okay? But back home we work real well together. Now, when
23 American Mobilephone's got a problem and they can't remedy it
24 they call us, okay, if it happens to be involved with them.
25 We don't want to see American Mobilephone or RAM Technology or

1 other paging company come down or go down for their system
2 problems because it's just not mom bringing home a loaf of
3 bread. It's -- there's a STAT call it a hospital.
4 Communications is very important. The Public Service
5 Commission will validate what I'm saying, that we have gone
6 beyond with other paging companies to help them when they have
7 experienced a problem, loaning generators, loaning equipment,
8 loaning our technician to help their systems get up. We let
9 people -- we let American Mobilephone during the storm when we
10 lost two towers, the offer was -- they lost one -- to come on
11 to our towers so their paging could be got up. We had ours up
12 in 12 hours which was just unheard of. Because we care not
13 only for our customers, for other people's customers. So, to
14 loan equipment to help people out, sir, down home it's not
15 unusual. Now, maybe Mr. Moyer wouldn't loan anything, I don't
16 know because we've never had to ask him. But we have gone to
17 his aides before in signing a license under my understanding
18 when he was in the RCC business so he could extend his
19 coverage to Charleston, West Virginia which would have kept
20 the competition completely out. Now, I don't know if that's
21 true or not. You might want to check the record, sir.

22 BY MR. JOYCE:

23 Q Mr. Raymond, you'll agree with me that there's a
24 difference between lending equipment to help remedy or test
25 somebody's system versus lending a competitor the basic

1 equipment that he needs to go on the air. Isn't that two
2 different things?

3 A No, sir. Because Mr. Basham is mostly in mobile
4 phone business and we have loaned him mobile phones when he's
5 had them sold before or needed them because we are also in the
6 mobile phone industry. We cooperate very well. Just like as
7 Mr. Moyer's technician who now works for American Mobilephone
8 verified through his testimony, we've been nothing but nice in
9 calling him. We haven't made any complaints as Mrs. Foelak
10 said to the FCC because we believe we can work things out
11 together.

12 Q Mr. Raymond, I apologize if I'm the only one who
13 doesn't understand this. But I, I simply am having problems
14 grappling with why a paging competitor on not a different
15 frequency, but on the shared same frequency who was previously
16 according to your testimony concerned about congestion on this
17 frequency, why, what would motivate that person, and believe
18 me, in the South here we're just as nice to our neighbors as
19 they are in West Virginia. Neighborliness aside, why would
20 somebody who's a commercial paging company concerned about
21 interference on a shared frequency still just up and give you
22 two transmitters which constituted the basic base stations,
23 just not testing equipment, but the actual base operation
24 equipment for your start-up system? Why did he do that?

25 A First of all, he wasn't concerned about the

1 congestion. You used that word. He had problems with
2 interference. There are two -- that is two different things,
3 as I understand it. Congestion means usage, interference
4 means someone walking over or not paging when they're supposed
5 to and so forth. He was concerned about interference, not
6 congestion. Now, why he gave them to us? It's because I
7 asked him for them. Now, what his motive was or why, I don't
8 know. But any time he asked me for something I give it to him
9 if I have it. It's not in the record, but he loans me 12, 12
10 walky-talkies every year. I'm the president of the Muscular
11 Dystrophy Association in, in West Virginia. I guess that's
12 going to a competitor as well.

13 Q At page 14, paragraph 2 of your direct testimony,
14 Mr. Raymond, you state that you had problems with RAM, to use
15 their terms, tying up the PCP channel for long periods of
16 time, correct?

17 A I, I thought -- is it paragraph 2, sir?

18 Q Second full paragraph. You might count it as the
19 third I guess. It's at the bottom of the page.

20 A On page 14?

21 Q Yes.

22 A Okay, sir, I'm, I'm there.

23 Q All right. Now, you've made statements that you had
24 problems with RAM tying up the PCP channel for long periods of
25 time, correct?

1 A That -- yes, sir.

2 Q All right, but you had no reason to doubt that that
3 was anything but legitimate paging traffic do you?

4 A No, I have no reason to doubt that.

5 Q Okay.

6 A What that was put in for, I doubted the validity of
7 the three-minute timing device that was supposed to be on
8 there. That is why I put 15 to 20 minutes. They testified
9 four, four and a half hours it was tied up. It's on into the
10 end of the paragraph, sir.

11 Q Now, you testified on page 15 I believe -- yeah, at
12 the very top. And I believe at other points in your direct
13 testimony you refer to RAM transmitting on top of your
14 communications. Is that correct?

15 A Yes, sir.

16 Q Okay, but you don't know for certain how many paging
17 customers you actually had in service throughout 1991 do you?

18 A No, sir. No, sir. There was a lot that came and
19 went because of the unreliability of the system. When they
20 received a page they would lose it because of someone walking
21 on them which was all furnished to the FCC.

22 Q Now, you testify at pages 16 through 18 to what you
23 refer to as link, link frequency problems, L-I-N-K?

24 A Yes, sir.

25 Q All right, and that it was due to these control link

1 problems that you had to do considerable testing from the
2 first day that your PCP station was operating. Is that
3 correct?

4 A Yes, sir.

5 Q And I presume by that you mean that that testing
6 continued up until August of 1991 when the FCC investigated?
7 Is that fair to say?

8 A Yes, sir.

9 Q Okay, but now isn't it true that Mr. McCallister
10 does your -- do I have his name incorrect? The gentleman who
11 was here last week?

12 A Mr. McCallister is correct, yes. You're talking
13 about our technician?

14 Q Yes.

15 A Yes, sir.

16 Q I thought that Mr. McCallister was the person who
17 was responsible for your radio frequency links.

18 A Mr. McCallister is responsible for putting the
19 transmitters in place, putting the proper chips, frequencies,
20 so forth into it. And the operation, if we were having a
21 system going down, you know, for example, actually off the
22 air.

23 Q But I asked Mr. McCallister directly about whether
24 or not he was responsible for the control links, Mr. Raymond,
25 and he said that yes.

1 A That's what I'm saying. He is responsible for the
2 equipment and the chips, absolutely. If --

3 Q Okay. I'm referring now, just so we don't confuse
4 each other, again I'm referring to the link, the control
5 link --

6 A Okay.

7 Q -- which is part of your -- what is referred to as
8 the rf system, correct?

9 A I, I understand and, yes, he is responsible for the
10 maintenance and so forth of the links since we're just talking
11 about links --

12 Q Right, and I went into this issue in quite detail
13 with him to find out how long he had been testing all aspects
14 of the rf system. You remember that don't you?

15 A Yes.

16 Q Okay, and it seemed to me -- he's not here now of
17 course and I don't want to get any objections about what his
18 testimony was, but I don't recall him saying that he had
19 continued to test the control link for months at a time, from
20 March to August of 1991.

21 A Well, I, I, I don't know. And see, his job is not
22 to testing it. His job is to put it up. Our job is to tell
23 him when it ain't working so he can go fix it. That's what
24 our tecs do. Kind of makes sense to me.

25 Q As a matter of fact, Mr. McCallister seemed to me

1 quite proud about the clarity of your radio signal. Would,
2 would you say that's a fair characterization of --

3 A Well --

4 Q -- his testimony?

5 A -- without getting into an argument with you, I
6 think he said he wanted his to sound as good as anyone else's.
7 As a matter of fact, he, he gave RAM credit. He wanted his
8 signal to sound as good as RAM Paging.

9 Q And then in August of 1991 the FCC went out and
10 investigated both RAM's and Capitol's operations, correct?

11 A I know they inspected ours.

12 Q Okay, and apparently the FCC asked you or somebody
13 at Capitol for documentation about customers that you were
14 serving on your PCP operation?

15 A I would assume they, they said -- Mr. Walker said
16 so, so I believe --

17 Q Okay. Was he talking to you or to somebody else at
18 Capitol?

19 A I don't think -- I don't remember. I don't know if
20 he was talking to me or not. I don't remember that. But I
21 have no reason to believe that he didn't ask those documents.

22 Q And if you'd take a look at the Private Radio
23 Bureau's exhibits there, behind number five?

24 A It's open to that page now, yes, sir.

25 Q All right. There's this three-page document --

1 A Yes, sir.

2 Q -- which -- now, I understand Mr. Hardman went over
3 this with you. It's my -- just so I get this straight.
4 Believe me, I'm not trying to confuse you. It's my
5 understanding that this is what the FCC claims that Capitol
6 gave to the FCC investigators in response to those inquiries
7 about your customers?

8 A That's how I understand it, yes.

9 Q Okay, but when Mr. Hardman went over this with you,
10 and in particular I'm looking at pages 2 and 3 which appear to
11 be computer printouts, your testimony is, is what?

12 A He asked me if that was -- I don't know his exact
13 wording, but how about if I just tell you that I know it's
14 not -- we had no format in our computer to print things such
15 as in this particular format to pull like a phone number, an
16 account name, an address, city, state, contact I think it
17 was -- nor put the asterisks down there about cancelled and so
18 on. And it looks like someone has tried to fancy it up by
19 typing equal marks underneath it, you know. This is either --
20 please, I'm not a computer expert either, you know. But, you
21 know, this is either being put in a word processor and ran off
22 or been done on a typewriter.

23 Q Okay. So, the clarification that Mr. Hardman and
24 you made is simply that this is not your standard billing
25 format or --

1 A No.

2 Q -- anything of the sort?

3 A No. I, I've never seen this type of format for
4 anything before.

5 Q I see. I mean, you're not denying that this was the
6 information that Capitol provided to the FCC are you?

7 A Well, I'm not going to deny it, but I didn't give it
8 to them so I can't tell you it is. But I don't have any
9 reason to say it's not, nor it is.

10 Q Now, on page 2 of that exhibit, Mr. Raymond, it
11 states private-carrier 152.480, and that is the frequency that
12 you're operating on, correct?

13 A Was operating on, yes, sir.

14 Q Charleston, West Virginia, that's one of your base
15 stations, correct?

16 A Yes, sir.

17 Q Okay. August 16, 1991, that's just about a day
18 after the FCC investigated your office, correct?

19 A Yes, sir.

20 Q Okay, and if we go down this list, Mr. Raymond,
21 there's a long way and quick way of doing it. I've gone
22 through this and it appears to me that if you take out your
23 test pagers and your loaner pagers and customers with
24 asterisks next to them because they've cancelled or switched
25 to your RCC system, it appears to me if you go through that

1 and take your time you end up with no paying customers at all
2 at least on this particular printout, correct?

3 A Well, when it says Capitol paging loaner that means
4 it's evidently loaned to a customer whose pager was in repair.

5 Q Okay, but there's no --

6 A Other than that, I really couldn't argue that point
7 with you. It looks to me like there had been paying customers
8 and they had cancelled for some other reasons which are noted
9 at the bottom.

10 Q Okay, and the loaner just so the record reads
11 clearly, there's, there's no name or contact next to that.

12 A Right. It had just been loaned to an existing
13 customer.

14 Q Okay, and on page 3, you've got again a similar
15 report, private-carrier 152.480 and this is Huntington, West
16 Virginia, correct?

17 A Yes, sir.

18 Q Same date, August 16, 1991?

19 A Yes, sir.

20 Q Okay, and again, the, the quick way of doing this,
21 I've gone through it, taken out your test and inventory pagers
22 and the asterisk ones that were cancelled or returned
23 according to this note because of system problems and I
24 believe I end up with a total of five customers. Is that
25 correct?

1 A That's, that's the math I come up with, sir. Yes,
2 sir.

3 Q Okay. I presume you know how to enter a chain
4 command into a Commonwealth terminal.

5 A Yes, sir.

6 Q We're actually going much quicker than Mr. Hardman
7 thought I was going to --

8 A I'm, I'm --

9 Q -- just so, just so you know.

10 A Thank you.

11 Q Mr. Raymond, if you would turn to Capitol Exhibit
12 No. 19 which is behind Tab 20. This is the letter from Carol
13 Fox Foelak to the Chief, Investigations and Inspections Branch
14 which you and Mr. Hardman discussed on Friday, I believe,
15 correct?

16 A I believe so, yes.

17 Q Okay, and I had a little confusion about your
18 testimony. If you don't mind I'll ask you a couple of
19 questions to try to clarify it. There's a reference here that
20 you and Mr. Hardman discussed where it says, "RAM states that
21 Capitol has a device that is patched into its paging base
22 station that imitates the sound of a tone-page transmission."
23 And I believe Mr. Hardman asked you whether or not you have
24 such a device and you said fairly categorically that you, you
25 do not. Is that fair to say?

1 A That is correct.

2 Q Okay, and then it -- he was also asking you about
3 the second sentence, "The transmission consists of repeating
4 four separate tones in sequence every 90 seconds," correct?

5 A Yes, sir.

6 Q Okay. Now, it wasn't clear to me if you were simply
7 knowing paging systems better than, than most of us, taking a
8 very technical look at that statement, in particular, the
9 suggestion that there was actually a device attached in some
10 way to a paging base station. Was that your concern?

11 A Well, we don't have anything that patches into a
12 base station. I don't even know what you're talking about.

13 Q Right. But Mr. Harrison testified on Friday, I
14 believe, that your base stations can automatically send out
15 test signals, did he not?

16 A I don't remember, but he -- the base stations do not
17 send those transmissions out.

18 Q Well, there -- maybe was the terminal -- you know,
19 you're going to have to help me out because I don't know this
20 equipment as well as you do.

21 A Okay. Well, you'll just have to ask and I'll answer
22 it as you ask me.

23 Q All right

24 A The terminal is capable of the test page. You enter
25 in from the terminal and the terminal would generate that.

1 Q Okay. So, is it fair to say that your terminal
2 would have been capable of making this repeated four separate
3 tones in sequence every 90 seconds?

4 A The terminal can be programmed to send out test
5 pages and we'll use that as the term to -- up to from -- I
6 believe it's from 30 seconds -- or one minute up to 99
7 minutes, any type of tone that you would want -- format paging
8 -- format tone, yes, sir.

9 Q Okay. Thank you. Really, the only area of inquiry
10 I now have, Mr. Raymond, is your, your sabotage theory of, of
11 last Friday. Do you remember that?

12 A Yes, sir.

13 Q Okay, and I gather that this theory only occurred to
14 you last week after listening to all the testimony, and
15 I -- believe me, I don't want to misstate your testimony, but
16 is that your testimony?

17 A It has occurred to me for quite a while.

18 Q Well, for how long a while?

19 A Usually just about after any complaint.

20 Q Okay, but you certainly don't make any reference to
21 it in the 25- to 28-page direct testimony that you and
22 Mr. Hardman prepared, right?

23 A No, sir, I don't.

24 Q Okay, and when the FCC's field engineers were out
25 there investigating your facilities in August 1991, I presume

1 you didn't tell those folks then that you had some kind of a
2 sabotage theory, correct?

3 A Absolutely not. We -- they were there checking us.
4 I figured we had passed with flying colors. I had no idea why
5 they were there. I know I had invited them on many occasions.
6 Had no reason to believe anything otherwise.

7 Q Okay. So, it's fair to say that last week is the
8 first that you told the FCC in any way, shape or form about
9 this sabotage theory, correct?

10 A We don't make a habit of accusing people. So yes,
11 I, I hesitate even to bring it out but, yes.

12 Q Okay. It was the end of a long day on Friday so
13 quite candidly, my recollection is a little hazy. I recall
14 you mentioning RAM but I don't recall if you were saying that
15 you were accusing RAM of being the saboteur or not.

16 A I always heard you can't accuse somebody until you
17 know, you know. And so I'm, I'm not going to purposely say
18 I'm going to accuse RAM. There are other people that are
19 quite capable and knowledgeable enough to perform some of the
20 things that were brought up in here that kind of shocked me.

21 Q Okay, and the -- to, to describe this sabotage
22 broadly, we've used the term I believe the retransmission of
23 RCC pages from Capitol's RCC frequency onto the shared PCP
24 frequency. Would that be a fair, fair characterization?

25 A Of sabotage?

1 Q Yes.

2 A If someone did that yes, that would definitely be
3 sabotage.

4 Q Okay. What I didn't understand from your testimony
5 was how exactly this would work, and humor me as I try to
6 break it down so that I can understand it. All right,
7 Mr. Raymond?

8 A (No audible response.)

9 Q I presume at the outset the saboteur whoever they
10 are have to know what kind of paging terminal you have and
11 where it's located. Is that fair to say?

12 A I would say so, yes, sir. Absolutely.

13 Q Okay, and for this retransmission sabotage thing to,
14 to work at all, they would also have to know that your
15 terminal has two different frequency cards in it, one, the
16 152.48 and the other, 152.51. Correct?

17 A If they got into the CRT it's going to tell them how
18 many channel cards are in there right there.

19 Q Okay, but --

20 A So, they wouldn't necessarily have to know, no,
21 sir --

22 Q I understand. You're getting ahead of Mr. Raymond,
23 and I, I appreciate that. I haven't gotten to the terminal
24 yet.

25 A Okay. Then my answer is no.

1 Q If someone is thinking of the idea of chaining or
2 retransmitting frequencies from one to another, presumably
3 they're looking for a victim that they know has more than one
4 paging frequency, correct?

5 A Yes, sir.

6 Q Okay. All right. So, the saboteur has figured out
7 what kind of terminal you have, and we know it's a
8 Commonwealth terminal, they've figured out the location,
9 probably not too difficult. It's Huntington and Charleston.
10 They could find that out from FCC records, I guess, right?

11 A I don't know if they could out where the terminal
12 was. Well, a control point, yes, sir.

13 Q That's a fair point. So, your FCC license records
14 are going to show where your base station is located but not
15 necessarily where your, your terminal is located?

16 A Well, I think it says -- on, on a private carrier it
17 says control point.

18 Q Okay, but a lot of times the control point is the
19 same as the base station, correct?

20 A Not on our license. When we originally applied
21 which installed once again, when we got our first license from
22 the private carrier it was incorrect because they had our
23 control point as 539 9th Street which is the office in
24 Huntington. Our control point being where the terminal was it
25 was 1420 Kanawha Boulevard which we had to go through a refile

1 all that which held it up once again. And see, you, you don't
2 realize all these filings and so forth we had to go once we
3 even got the license in September. We could not -- because
4 the license had improper date and so forth. So, I would say,
5 or at least -- I mean, I'd look at that license, figure out a
6 terminal, is it 1420 Kanawha Boulevard.

7 Q Okay. Now, you could have figured it out,
8 presumably the saboteur could have also figured that out?

9 A Well, they'd be -- yeah, I would think so.

10 Q Okay. Next thing, they have to be able to -- well,
11 first of all, they're accessing your terminal from a computer,
12 I gather. Correct?

13 A Yes, sir.

14 Q Okay. So, this person is somewhat reasonably
15 sophisticated with a computer, whoever it is. And you've
16 mentioned, you know, the RAM folks would be likely suspects,
17 somebody else like that?

18 A By all means, please, I don't want to point my --
19 you know, this at RAM that we're accusing them --

20 Q We'll pick anybody. We'll --

21 A But anyone that's in the paging business, and, and I
22 have to agree with I think it was Mr. Capehart or Mr. Blatt,
23 you know, you get a low -- you don't have to be real smart to
24 program a paging terminal. I can do it.

25 Q Sure.

1 A So, you know, you don't need a genius to do it.
2 It's a low level -- I forgot, I think they called them
3 representatives are the ones that handle that and that's all
4 you need. That's all knowledge you would need.

5 Q Okay. So, the saboteur is sitting at their
6 computer, they've got to dial up your terminal though,
7 correct?

8 A They would have to get a modem, yes, sir.

9 Q Okay. They're going that on a dedicated data-
10 telephone line which -- correct?

11 A No, sir.

12 Q Okay. Clarify that for me, please.

13 A It's just a regular dial-up line.

14 Q Okay.

15 A It's not a dataline by any means to access a CRT.
16 You're not accessing the terminal right now through dataline,
17 you're assessing -- accessing the computer that will then --
18 it's tied right into the terminal. So, if I unplug the modem
19 line I can plug a phone in and use it. It's just a standard
20 dial-up line.

21 Q Just so I understand, but I'm the saboteur, my
22 computer is here, I'm dialing up your computer or your
23 terminal directly?

24 A You're dialing up my computer.

25 Q Your computer, which is attached to your terminal?

1 A Um-hum.

2 Q Okay, but now, the telephone line that goes into
3 your computer, I mean, that's not your, your -- the telephone
4 number that you advertise in the "Yellow Pages," right?

5 A No. Uh-huh. No.

6 Q No. By no means. I mean, that's not published at
7 all as far as you know. Shouldn't be anyway, right?

8 A I have -- I, I don't -- I wouldn't think it would be
9 published.

10 Q I mean, the only thing they use that telephone line
11 for is just that, I mean, communicating with your terminal?

12 A No. Not necessarily, sir, no.

13 Q What else do you use that telephone line for?

14 A That -- we have several different -- for example, we
15 have a couple different dial-up lines. We dial up our Beckley
16 location, remote location from Charleston and we do our
17 programming from Charleston on that dial-up line, all right?

18 Q Um-hum.

19 A That happens to be shared -- no, that -- yes, that
20 one happens to be shared with our credit bureau machine, gives
21 us a report back. Try to use multiple uses. Our paging
22 terminal or our modem line that goes into our computer is also
23 tied in, which is probably not real good and it's being worked
24 on -- with a doctor's STAT line.

25 Q Okay. This credit bureau, you testified on Friday,

1 that's something that wasn't around back in --

2 A No, we just got that about a year or so --

3 Q Yeah.

4 A -- year ago, yes, sir.

5 Q Okay.

6 A Maybe two.

7 Q So, somehow or other the saboteur has gotten the
8 telephone number to dial up your computer, correct?

9 A Um-hum. I mean, in theory. In theory, please, yes.

10 Q In theory, obviously, yeah.

11 A It's very possible.

12 Q But this is your theory.

13 A Uh-huh.

14 Q Right. Okay, and now, they're getting access to
15 your computer presumably when the coast is clear. I mean,
16 nobody else is sitting in front of the -- your computer or
17 they'd see that somebody has just hacked in to your system,
18 correct?

19 A You could get into it and not -- well, by theory, I
20 mean, I'll do you thing. You hit the modem, get in to that
21 and no, not necessarily someone would see you in the computer.
22 We, we have a large office. Depending on where that
23 particular monitor is on with the computer, there may not be
24 anyone in that office. It would not be unusual at all. I
25 mean, it's not impossible by any stretch of the imagination.

1 Q Sure, I follow.

2 A You couldn't get in it at noontime or 1 o'clock or
3 any time during the day and no one would know it.

4 Q Right, but if somebody is sitting there using your
5 computer which is what you use to establish new paging
6 accounts, do billing and other things, so --

7 A No, this, this is -- this one doesn't do the
8 billing.

9 Q Okay.

10 A I don't know how other paging companies do their
11 billing. We don't do our billing from our paging terminal.

12 Q My only point, Mr. Raymond, is that if somebody is
13 sitting there in front of the, the terminal they're going to
14 see this going on.

15 A I would hopefully think so.

16 Q Okay. So, more likely than not, even though you got
17 people walking back and forth and it's busy, maybe somebody is
18 going to take a chance of hacking in from 9:00 to 5:00. But
19 more likely than not this would have happened when your folks
20 aren't around, correct?

21 A I don't know. I mean, and once it's been done, it
22 can go on forever until it's found out.

23 Q Sure.

24 A Okay? I mean, I don't -- I've never thought of
25 doing something like that so I --

1 Q Yeah, I understand. Do you have a home computer,
2 Mr. Raymond?

3 A No.

4 Q Okay. Now, the saboteur has determined the location
5 of your terminal and the computer, the telephone number.
6 They've dialed up with their modem but they also need to know
7 your computer's specific modem settings do they not?

8 A Why? I mean, I don't know. I mean, I -- maybe I
9 shouldn't ask you that question. I wouldn't think so. I
10 think once you get in it then you operate it.

11 Q Well, you've got salespeople dialing in to your
12 computer and you've talked about using your computer --

13 A No, sir, I never said I had salespeople --

14 Q I'm sorry?

15 A I said we have the capability. We don't have our
16 salespeople do it. We had Mr. Wilson when he was --

17 Q Sure.

18 A -- that he was able to do it. He wasn't a
19 salesperson.

20 Q Sure. Mr. Raymond, for instance, I mean, I know
21 enough about computers to be dangerous I guess.

22 A Okay. You're way ahead of me.

23 Q And I've got a computer at home and I can dial in to
24 my office. But when I do that, the computer doesn't just pick
25 up the phone and say "howdy," you have to have modem settings

1 for things such as the baud rate, the parity, the data bits,
2 the emulation, you know, all those thing. And isn't that what
3 the saboteur would have to know about your computer before he
4 could even get in to your computer?

5 A I don't know how the paging terminal works. I mean,
6 believe me, if you know enough to be dangerous, I don't. All
7 I know is that you can dial the line up and I'm using the one
8 that Mr. Wilson had at his home. Can dial it up, remotely
9 access it and then go right through it. I don't think this is
10 a sophisticated type billing, top secret type information
11 that, that you're accessing, okay? It's a pretty standard
12 Commonwealth and I would assume all Commonwealths are pretty
13 much set the same. I'll also mention we had some ex-employees
14 I believe Friday that aren't real happy with us and so on and
15 so forth that one of them happened to be over our computers up
16 till about three years ago. That he would have been the one
17 that -- set -- could -- matter fact, he probably set the
18 Commonwealth up when it was purchased.

19 Q Okay, and then after the saboteur has figured out
20 how to dial up your computer and has figured out your modem
21 settings, they've now gotten access to the -- to your computer
22 and the terminal, but they need to know the terminal password,
23 do they not?

24 A No, sir. We do not back out, and this is a word I
25 know. We don't back out of our paging terminal. Our paging

1 terminal is left up, the computer, at all times. We do offer
2 24-hour service in all of our locations. Our answering
3 service operates right within our paging building, so during
4 the evening hours after 5:00 p.m. when the offices are closed,
5 or 6:00 or 7:00, whenever we leave, we leave that on so that
6 if there is a problem with a pager and it needs just to be
7 replaced, that they can go in, a salesperson could say, okay,
8 you hit this number, this number, this number or they can go
9 in and replace it themselves. So, it's never backed out.

10 Q So, you know a little bit more about communicating
11 with the terminal -- you're just being modest with me before?

12 A I just know the word backed out.

13 Q So, there is a password in there but if you'd left
14 the computer on and I've hacked in to your computer then I
15 don't need to know the password. Is that what you're saying?

16 A No. No. And I think I also said Friday we have
17 never changed the password from the origination which this has
18 brought a lot of things to mind and a lot of the things have
19 already been done.

20 Q Okay. Don't tell me what your password is. I won't
21 even ask.

22 A I don't -- they haven't told me yet.

23 Q All right. All right. Now, the saboteur under your
24 theory has done all this. They've gotten access to your, to
25 your terminal, now they're ready to go to town, right?